



DEP' REF
Room 307

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Application of

Michael AVEN

Serial No. 09/491,708

Filed: January 26, 2000

For: NON-AQUEOUS, EMULSIFIABLE CONCENTRATE FORMULATION

BOX 17

Art Unit: 1616

Examiner: Pryor

#331 Ref for
refund
10-31-03

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner of Patents and Trademarks, Washington, D.C. 20231, on:

August 15, 2003

Date of Deposit Karen Stamper

Person Making Deposit

Signature

August 15, 2003

Date of Signature

Honorable Commissioner of
Patents and Trademarks
Washington, D.C. 20231

REQUEST FOR REFUND

Sir:

In response to the final office action of October 15, 2002, applicants filed (ultimately) a Brief on Appeal on May 5, 2003. Prosecution was subsequently reopened by an office action of August 13, 2003.

It is urged that the fees for the Brief on Appeal should be refunded in view of the fact that no appeal was actually taken to the Board.

In view of the above, it is urged that the amount of \$320.00 be refunded back to Deposit Account 11-0345. Favorable action is requested.

Respectfully submitted,

KEIL & WEINKAUF

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HBK/kas

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